~~DPAR 78 PSR 82~~

App. F. IX-4

1949 : 5D
(CB.)

File No. 148-49

Previous References.

Serial Nos. 3

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1,

Part B for March 50

SUBJECT

Secretariat Records in respect of integrated departments of Mysore Government.

No 12693/CB 148-49-3/ dated 28th March 50.

To
The Secy to Govt of India,
Ministry of States
Federal Financial Integration
Nor th Block,
Central Secretariat
New Delhi

B128/175

Serial No.

Subj.

1) The Mysore State Troops will be integrated with the Indian Army on 1st April 1950 and thereafter there will be no correspondence between this Government and the Military Department in respect of I.S.F. units. There are records in the Secretariat relating to Military Dept subject and also some current files in the Military Section (Home Dept). No reference Instructions has not been received as to what is to be done about these records and files pending from the Govt of India or the C.C. M.S.T.

2) Some other Departments of Government, Viz., Income-Tax, Railway, Audit, etc., will also be integrated with the Government of India on 1st April 1950. The procedure to be adopted by these Departments in respect of the files and records may also be followed in respect of records and files of Military subject, treating this as a general subject.

3) It is for consideration whether the Government of India have to be addressed in the matter.

W 23/3 bm 23/3

4) Might be taken up as a general issue and the Ministry of State addressed

GBK 23/3

Chief Secy)

5). (Sri. Draft a letter today to the Sole Secy, D. P. J. North Block, Central Delhi

9/6 2/4/13.

CHIEF 9636 MYSORE

Note.—Contn. Sheet.

5811

Records and Files in regard of Military subject. 4533/CB

File No. of 19

General and Revenue Secretariat

Serial No.

A draft letter to the Secy to the Govt of India, Ministry of States in put up for approval

W 27/3.

Revised typed off put up for Consideration

bm 29/3

May be approved

GB 27/3

CB Secy

To issue from C.B.

GB 29/3

C.B.

Issued DM No 12693/CB 148-49-3 Dt 28/3/50 to the Secretary to Government of India, Ministry of States, New Delhi

B

CHIEF SEC. 9814 28 MAR 1950 GOVT. OF MYSORE

Order and Life in respect of Military subject. 4,533/CB

File No. of 19

5811

General and Revenue Secretariat

Serial No.

1 A draft letter to the Govt of India, Ministry of States in putup for approval

WT/3. Revised typed copy putup for Consideration

Sd/ 27/3

May be approved

Sd/ 27/3

CA Secy)

To issue from C.B.

Sd/ 28/3

(C.B.)

Issued DM No 12693/CB 148-49-3 Dt 28/3/50 to the Secretary to Government of India, Ministry of States, New Delhi

B

CHIEF C... 9814 28 MAR ... GOVT. OF MYSORE

Records and Files in respect of Military Subject.

File No. 4533/CB of 19

General and Revenue Secretariat

5811

Serial No.

) A draft letter to the Govt of India, Ministry of States is put up for approval

Revised typed off put up for Consideration

May be offd

CA Secy

Issue from C.B.

C.B.

Issued DM No 12693/CB 148-49-3 Dt 28/3/50 to the Secretary to Government of India, Ministry of States, New Delhi

B

CHIEF ... 9814 ... GOVT. OF MYSORE

WD 06320—GPB—25,000—26-7-49

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*).

28/8/0

To 12693/CO 148-39-3

The Secretary to the Govt of Travancore,
Ministry of States,
Federal Financial Integration,
North Block, Central Secretariat,
New Delhi.

Sir,

Sub:- Records and files in respect of Military subjects dept.

I am directed to state that the Hyderabad State Troops will be integrated with the Indian Army on 1st April '50 and thereafter there will be no correspondence between this Govt and the Military Department in respect of I.S.F. units. There are records in the Secretariat relating to Military Dept and also some current pending files in the Military section of the Secretariat. The Govt of India in their ~~letter~~ Hyderabad State Troops has not made so far addressed us any reference as to what is to be done about these records and pending files.

P.T.O

WD 06819—GPB—25,000—26-7-49

In this respect I am to state that the other Departments of ~~Govt~~ Mysore viz., Income Tax, Railway, Police, etc., will also be integrated with the Govt of India on 1st April '50. It is proposed that the procedure adopted by these departments in respect of the files and records may also be followed in respect of records and files of Military, treating this as a general subject.

I am to request you kindly to communicate the views of the Govt of India on the above proposal or to suggest any alternative method with regard to the ~~re~~ records and current files of the Military subject.

on the disposal of the files and pending papers in the Secrett as from 1-4-1950, ~~on~~ relating the integrated Depts of Mys Govt with those of the Govt of India

Y. F.

Chief Secy to Govt
25/3.

Secy to Govt
26/3

Secrett.

Memo No.

Copy w/c. to the CCMST for information.

for Chief Secy to Govt.

Copy to S.R. Branch
Copy to Rly. Branch
Copy to ~~Collector~~ Rail Advr.

In this respect I am to state that some other Departments of ~~Govt~~ Mysore Govt, Dist., Income Tax, Railway, Audit, etc., will also be integrated with the Govt of India on 1st April '50. It is proposed ~~to adopt~~ that the procedure the adopted by these departments in respect of the files and records may also be followed in respect of records and files of Military, ~~the~~ treating this as a general subject

I am to request you kindly to communicate the views of the Govt of India on the above proposal or to suggest any alternative method with regard to the ~~case~~ records and current files of the Military subject.

on the disposal of the files and pending papers in the Sects as from 1-4-1950, ~~on~~ relating the integrated Depts of Mys Govt with those of the Govt of India

Y. F.

Chief Secy to Govt

25/3.

Secy 26/3

Memo No. Dated.

Copy w/c. to the CCMJT for information.

By order, for the chief Secy to Govt.

Copy to S.R. Branch
Copy to Rly. Branch
Copy to ~~Accountant~~ Genl Rail Accts.

TOP PRIORITY

OFFICIAL MEMORANDUM

No. 12698-12797—C.B. 148-49-2, *dated 29th March* 1950.

Subject:—FEDERAL FINANCIAL INTEGRATION.

Proceedings of the Conference of the Chief Secretaries held at New Delhi on the 24th and 25th February 1950.

The following are the decisions finally arrived at in regard to the several matters noted below in connection with the taking over of 'Central' functions in Part B—States by the Government of India with effect from the 1st April 1950.—

The question of Pay Scales to be given to the State Government Servants taken over by the Government of India is under active consideration and a decision is expected to be reached shortly.

Meanwhile, the Government of India have no objection to routine confirmations and normal revision of Scales of Pay in the Excise and other Departments so long as these are done on a general basis applicable to all staff irrespective of whether they are to be taken over by the Government of India or retained by the Government of Mysore. Government of India have also no objection to the anomalies arising out of the withholding of increments to staff taken over from the retroceded area being set right.

As regards the issue of a general order enabling the Government servants to cross the efficiency bar although they have not passed the requisite examinations, Government of India suggest that this matter may be left over to the Government of India who will give full consideration to the recommendations of the Government of Mysore.

I. STAFF.

(1) *Secretariat Staff employed on 'Central' Subjects.*—Such staff would be taken over by the Central Government after 1st April 1950 and either absorbed or discharged by that Government according to their requirements.

The same decision will apply in regard to Central staff employed in the administration of the law relating to Insurance, Joint-Stock Companies, Trade-marks, Patents, etc., the administration of which will be centralised outside the State after 1st April 1950.

It may not be possible for the Central Government to offer employment to the staff within the State itself.

(2) *Permanent Staff of 'Central' Departments who are on deputation to the Secretariat or other departments in the State.*—Permanent staff of 'Central' Departments who are on deputation to the Secretariat or other departments in the State would be taken over by the Central Government departments concerned unless the State Government is agreeable to the transfer of the liens of those officers to their own departments.

(3) *Sanctions to Temporary Staff.*—Sanctions to temporary staff which would expire on 31st March 1950 may be extended for a month more by the State Government, in cases where the Central department concerned did not intimate its exact requirements in respect of such temporary staff by about 15th March 1950. The extension of existing sanctions to temporary staff which would lapse only after 30th April 1950 would be the concern of the Government of India.

The *existing* sanctions for temporary staff for periods extending beyond 31st March 1950 need not be cancelled or otherwise modified. No fresh sanctions for temporary staff will be issued by the State Government.

The Railway Board is issuing a separate directive in respect of staff to be taken over under their administrative control.

(4) *Retrenchment of Surplus Staff.*—(*a*) The State Government would maintain a combined list of surplus staff both in "Provincial" and "Federal" departments, and the additional requirements of staff by the Central Government

in the respective areas should be *first* drawn from this list subject to the availability of suitable men.

(*b*) If it is found necessary to retrench surplus staff in the State, the Central Government will not post temporary staff in their place from outside the State.

(5) *Additional Staff.*—The State Government will be consulted as to the availability of experienced and suitable staff from the departments under their (the State Government's) charge.

(6) *Absorption of existing Staff and determination of their Seniority.—Gazetted Officers.*—It is accepted in principle that *Ad-Hoc* Committees should be set up to assess each individual gazetted officer and to make recommendations to Government in regard to the particular class and grade in which he is to be absorbed and the seniority to be assigned to him, a Member of the Union Public Service Commission being associated with the *Ad-Hoc* Committee for this purpose.

Non-Gazetted Staff.—As regards non-gazetted staff, the posts and grades at present existing in the States will be evaluated and equated to posts and grades in the Central Services. The staff will then be appointed in the equated posts and grades. *Ad-Hoc* Committees will be constituted for the purpose of making recommendations—

(i) in regard to the evaluation and equation of posts and grades; and

(ii) in regard to the principles to be followed for determination of seniority to be assigned to the non-gazetted staff.

It is agreed to in principle that a representative of the State Government or of the State Public Service Commission should be associated in an advisory capacity with the *Ad-Hoc* Committees constituted to deal with the assessment of gazetted officers and with the equating of the non-gazetted posts and grades.

(7) *Retrenchment Terms.*—The proposals which the Government of India have tentatively evolved regarding the retrenchment terms for surplus staff is attached. (*Vide* Annexure I). Until the staff taken over by the Government of India is finally absorbed or earmarked for discharge, they would continue to be guaranteed the terms at present enjoyed by them.

(8) *Staff on deputation to 'Federal' Departments.*—A programme of gradual transfer is agreed upon by the Government of India and the Government of Mysore.

Officers of the State Cadre now working in Audit, Income-tax, and other 'Federal' Departments will continue on their existing terms and conditions of service, with adjustments for leave and pensionary contribution. If, however, any of the officers are permanently absorbed into the Central Services with the concurrence of the officers themselves and with the approval of the two Governments, they would be brought to the Central Government rates of pay and allowances under such general orders as may be applicable to other staff taken over by the Government of India.

(9) *Staff in 'Composite' Departments.*—The staff in composite departments which dealt with both Federal and Provincial subjects would be allocated by mutual discussion. The Government of India or the Mysore Government should not *hand-pick* the staff required by them.

II. TRANSFER OF BUILDINGS.

Under Article 295 of the Constitution, all assets in use for 'Federal' purposes immediately before Federal Financial Integration will vest in the Government of India for such purposes. In order, however, to resolve such practical difficulties as may arise, the following arrangements are ordered. (*Vide* Annexure II attached).

III. COMMUNICATIONS.

Telephones.—Privileges in regard to maintenance of telephones, either free or for a nominal rent, wherever not guaranteed, would be discontinued after 1st April 1950.

IV. "PROVINCIAL ASSETS WHICH ARE IN USE" FOR CENTRAL PURPOSES ALSO.

Existing arrangements will continue and any problems presenting special features will be referred to the Government of India.

V. RAILWAYS.

(1) Existing facilities given to Railways by State Governments in regard to Police, Treasury, Banking facilities and remittances, etc., would continue on terms hereafter to be settled until revised arrangements are introduced by mutual agreement.

(2) With due regard to *privileges and special* concessions enjoyed by Rulers of covenanting States, it is agreed—

(i) that all undertakings given to Rulers regarding their privileges on Railways should continue to be honoured by the Ministry of Railways, and

(ii) that where certain concesssions were enjoyed by the Rulers on payment, the same basis of payment should be continued.

Each State should furnish as early as possible (for the information of the Railway Ministry) a list of all such concessions to be allowed to Rulers.

VI. TRANSPORT.

National Highways.—There will not be any sudden change on 1st April 1950 in the existing agencies for the maintenance of National Highways or other Roads which have been treated in the Financial Integration Scheme as likely to be declared by law as 'National Highways'. The financial liability in respect of such roads will be that of the Centre from 1st April 1950.

VII. FORMS, STATIONERY, Etc.

The State Governments would authorise necessary supplies to Central Departments after 1st April 1950, if so required, on payment of cost by Centre.

Similarly, charges would be levied for supply of electricity, etc., to Central Departments.

VIII. AGENCY BASIS.

Central functions to be administered by State Governments on an 'Agency' basis.—The following subjects would be administered by the States on an Agency basis:—

Sl. No.	*Subjects*	*Remarks*
1	Administration of the Indian Companies' Act. (Ministry of Commerce)	Other subjects with which this Ministry is concerned, *viz.*, Trade Marks, Insurance, Shipping, Lighthouses, Export-Import Control would be taken over for direct administration by the Government of India. 'Patents' and 'Copyrights' will be the concern of the Industry and Supply Ministry; the administration will be centralisad at Calcutta.
2	Archæology ... ... (Ministry of Education)	It is necessary that the Ministry of Education should be furnished at a very early date with full particulars of ancient monuments, etc., covered by items 62 and 67 of the Union List (List I of Seventh Schedule of the Constitution of India). It will then be necessary for the Central Government to have legislation enacted with regard to the items selected as of 'National importance'. The State Governments should expedite information on the subject. From the financial point of view, the expenditure on such items as were finally decided as of 'National importance' will be debitable to the Central Government as from 1st April 1950.
3	Passports, etc. ... ... (Ministry of Home Affairs)	With regard to 'Indian Arms Act' no payments would be made to the State Governments for the Service but they would retain the Licence fees collected. With regard to other items (Passports, etc.), the cost of the additional staff specifically sanctioned for such purposes will be borne by Central Government.

Sl. No.	*Subjects*	*Remarks*
4	Broadcasting (Ministry of Information and Broadcasting) ...	The Government of India have now decided that the administration of the Broadcasting Stations at Hyderabad, Aurangabad, Mysore and Trivandrum should be taken over by the All-India Radio with effect from 1st April 1950. These Stations will not be administered through the State Governments on an 'agency' basis. Detailed arrangements connected with the taking over will be settled in direct consultation between the concerned departments of the two Governments.
5	Indian Mines Act (Ministry of Labour) ...	This will be administered on an 'Agency' basis only in Mysore.
6	Industrial Disputes (Ministry of Labour) ...	In the interests of uniformity, the Government of India now propose to take over the administration of these laws themselves. This, however, will not affect the direct responsibility of the State Governments administering certain Departments on an 'agency' basis in respect of relations with employees; the Central Government will come in only when any action has to be initiated under the law for the resolution of a dispute which cannot be settled between the employer and the employees.
7.	Petroleum and Explosives' Act (Ministry of Works, Mines and Power) ...	This will be administered on an 'Agency' basis for the present in Mysore.
8	Public Works (Ministry of W.M.P.) ...	The normal procedure will be for the Central Public Works Department to take over charge of all 'Central' buildings, but the agency of the State Government would be utilised wherever it would not be practicable for the C.P.W.D. to take over the work.
9	Civil Aviation ...	...
10	Meteorology. ...	...

Note.—Staff and personnel working in 'agency' Departments would continue to be under the administrative control of the Mysore Government by the same service conditions as other staff under the Mysore Government.

General.—It is agreed that the departments of Central Government would settle all details regarding the taking over of Central Departments by personal discussion on the spot with the concerned officers as far as possible.

The Secretaries to Government and the Heads of Departments concerned are requested to take immediate appropriate action in the light of the foregoing decisions.

If there are any points on which there are doubts or difficulties, an immediate reference to the Government of India will be necessary.

By Order of His Highness the Maharaja,

K. SRINIVASAN,
Chief Secretary to Government.

To—The Secretaries to Government.
The Heads of Departments.
Branches of the Secretariat.

ANNEXURE I.

Retrenchment Terms Proposed for Surplus Employees of 'Central' Departments In Part B.—States.

(i) *Temporary servants.*—

(1) One month's notice or pay in lieu thereof.

(2) Gratuity equal to half a month's pay for each completed year of service subject to a maximum of six months' pay up to service of 15 years beyond which half a month's pay for every further year of service subject to a total maximum of 15 months' pay.

(3) Leave due (other than leave on medical certificate, which is to lapse) at the time of discharge under the relevant State rules subject to the maximum admissible under the Central Government's Revised Leave Rules, 1933 (as amended), to be allowed. The leave period and notice period will run concurrently.

(4) *T.A.*—No. T.A. to be paid.

(ii) *Permanent Pensionable.*—

(1) Notice of discharge of three months or pay in lieu thereof.

(2) Persons with 7—9 completed years of qualifying service will be given pension instead of gratuity ordinarily admissible under the Civil Service Regulations. Those with less than 7 years' qualifying service will draw gratuity under the C.S.R. and those with 10 or more completed years of qualifying service will draw pension under those Regulations.

(3) *Leave.*—As in (i) (3) above.

(4) *T.A.*—From the place of last employment to the place in the Union or State concerned where the person wishes to settle down, within 6 months of his quitting his post, the allowance being calculated under the Supplementary Rules of the Government of India relating to travelling allowance as on transfer, for himself and his family, except that he will be given no additional fares admissible under those rules for himself.

(iii) *Non-pensionable (Permanent or Temporary).*—

(1) One month's notice or pay in lieu thereof.

(2) Gratuity as in (i) (2) above,

Or

gratuity or special contribution admissible under the rules of the State, in addition to the ordinary State contribution to the Provident Fund, whichever is greater.

(3) *Leave.*—As in (i) (3) above.

(4) *T.A.*—As in (i) (4) or (ii) (4), according as the employee is temporary or permanent.

(iv) *Contract Officers.*—

Their services may be terminated in accordance with the terms of the contract.

NOTE 1.—For purpose of gratuity, pay will mean the substantive pay in the existing scale in the case of permanent employees and the average pay actually drawn during the preceding 12 months in the existing scale(s) in the case of temporary employees.

NOTE 2.—If in respect of any items of compensation, any concession admissible under the rules of the State or Union concerned is more favourable than the corresponding concession under the above terms, the former will be allowed to be availed of by the person, instead of the latter.

NOTE 3.—The retrenchment terms will not apply to casual labour or employees appointed for specific jobs who are discharged on normal completion of the jobs.

NOTE 4.—The travelling concessions mentioned above will not be applicable to the railway staff who have their own procedure for settlement passes.

NOTE 5.—The following monetary limits will apply to pensions for persons with 7—9 completed years of qualified service:—

Years of completed service	Scale of pension	Maximum limit of pension
		Rs.
7	Seven-sixtieth of average emoluments ...	1,400 a year, or 116 2/3 a month.
8	Eight-sixtieth of average emoluments ...	1,600 a year, or 133 1/3 a month.
9	Nine-sixtieth of average emoluments ...	1,800 a year, or 150 a month.

Immediate.

28/3/50

To 12693/CS.148-49-3

The Secretary to the Govt. of India,
Ministry of States,
Federal Financial Integration,
North Block,
Central Secretariat,
NEW DELHI.

Sir,

Subject: Secretariat Records in respect of integrated departments of Mysore Government.

I am directed to state that with effect from 1st April 1950 certain departments of this Government, ~~viz.~~ 29., Mysore State Troops, Income-Tax, Railway, and Audit Department will be integrated with the corresponding departments of the Government of India. Correspondence relating to these Departments will not be received from the respective Hds. of Depts. by this Government with effect from 1st April 1950.

The Government of India have not so far advised us as to the course of action to be taken now in respect of records in the Secretariat and as to the disposal ~~of some~~ of the current pending ~~suspense~~ files and of references that might be received by Government in the respective Departments during last days of the current month.

Copies to all Hds. of Depts. & Secretaries to Govt

I am to request you kindly to intimate the proposals of Government of India if any, to take over the ~~old and~~ current records of the integrated subjects and the arrangements made for the transfer of those files.

Favour of early reply is requested.

Yours faithfully,

Chief Secretary to Govt.

28/3

Memo No. /S.

Copy to C.C. M.S.T.

Copy to S.R. Branch,
Copy to Railway Branch,
Copy to Financial Section.

For Chief secretary to Govt.

12837-12900 | CS 148-49-3.

Issued letter No 12693/CS 148-49-3 dated 28.3.50